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7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**
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10 PERCY LAVAE BACON,

11 Plaintiff,

12 v.

13 STATE OF NEVADA,

14 Defendant.
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Case No. 2:10-CV-01558-KJD-PAL

ORDER

16 Plaintiff's Complaint (#1) was filed on September 13, 2010. However, Plaintiff failed to pay
17 the filing fee or submit an application to proceed *in forma pauperis*. To bring a civil rights action,
18 Plaintiff either must pay the \$350.00 filing fee or submit a properly completed application to proceed
19 *in forma pauperis*. Pursuant to Local Rule LSR 1-1, a pauper application must be submitted on the
20 Court's required form. Further, under 28 U.S.C. § 1915(a)(2) and Local Rule LSR 1-2, a properly
21 completed application requires both: (a) an inmate account statement; and (b) a financial certificate
22 properly completed for a civil rights action.

23 Accordingly, IT IS HEREBY ORDERED that this action shall be **DISMISSED without**
24 **prejudice;**

25 IT IS FURTHER ORDERED that the Clerk of the Court shall send Plaintiff two copies each
26 of a civil rights complaint form and an application form to proceed *in forma pauperis* for

1 incarcerated persons. The Clerk shall return a copy of the documents that Plaintiff filed in this
2 action.

3 DATED this 5th day of October 2010.

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7 Kent J. Dawson
8 United States District Judge
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